Pastor Steve Husava from Northfield Hills Baptist Church performed the Invocation. The Pledge of Allegiance was given.

A. CALL TO ORDER:

A Regular Meeting of the Troy City Council was held Monday, January 9, 2012, at City Hall, 500 W. Big Beaver Road. Mayor Daniels called the meeting to order at 7:32 PM.

B. ROLL CALL:

a) Mayor Janice Daniels
Jim Campbell
Dave Henderson
Maureen McGinnis
Dane Slater
Doug Tietz

b) Excuse Absent Council Members:

Resolution #2012-01-001
Moved by Slater
Seconded by Tietz

RESOLVED, That Troy City Council hereby **EXCUSES** the absence of Council Member Fleming at the Regular City Council Meeting of January 9, 2012, due to a family emergency.

Yes: Daniels, Campbell, Henderson, McGinnis, Slater, Tietz
No: None
Absent: Fleming

MOTION CARRIED

C. CERTIFICATES OF RECOGNITION AND SPECIAL PRESENTATIONS:

C-1 Certificates of Recognition and Special Presentations

a) Mayor Daniels and City Council Members Presented a Proclamation of Appreciation to Meritor, Inc. for Generous Donation to Troy Public Library

D. CARRYOVER ITEMS:

D-1 No Carryover Items

E. PUBLIC HEARINGS:

E-1 Public Hearing to Receive Public Input on the City of Royal Oak Hospital Finance Authority Utilizing Tax-Exempt Bonds for William Beaumont Hospital - Troy

The Mayor **OPENED** the Public Hearing.
The Mayor **CLOSED** the Public Hearing after hearing from Rob Carrigan, Richard Peters, and E. James Grix.

Resolution #2012-01-002
Moved by Slater
Seconded by Campbell

WHEREAS, The City of Royal Oak Hospital Finance Authority (the "Authority") proposes to make loans to William Beaumont Hospital (the "Hospital"), to be used, in part, by the Hospital to refinance indebtedness used to finance the construction, renovation and equipping of certain hospital facilities in the City of Troy, Michigan; and

WHEREAS, The Authority intends to issue City of Royal Oak Hospital Finance Authority Hospital Revenue Refunding Bonds (William Beaumont Hospital Obligated Group), in one or more series (the "Bonds") on behalf of the Hospital in the aggregate principal amount of not to exceed $120,000,000 to provide funds with which to make loans to the Hospital; and

WHEREAS, The Bonds will be limited obligations of the Authority and will not constitute general obligations or debt of the City of Royal Oak, the City of Troy, the County of Oakland, the State of Michigan or any political subdivision thereof; and

WHEREAS, The City Council has held a public hearing after notice was published as provided in, and in satisfaction of the applicable public hearing requirements of, the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, A record of public hearing will be maintained with the City Clerk; and

WHEREAS, The Authority has requested that this City Council approve the issuance of the Bonds by the Authority; and

WHEREAS, The City Council of the City of Troy desires to express its approval of the issuance of the Bonds by the Authority.

IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF TROY, AS FOLLOWS:

1. Solely for the purpose of fulfilling the public approval requirements of the Code, the City Council of the City of Troy hereby **APPROVES** the issuance, sale and delivery of not to exceed $120,000,000 in aggregate principal amount of the Bonds by the Authority.

2. The City Clerk is hereby **DIRECTED** to provide three (3) certified copies of this resolution to the Secretary of the Authority.

Yes: Campbell, Henderson, McGinnis, Slater, Tietz, Daniels
No: None
Absent: Fleming

MOTION CARRIED

F. PUBLIC COMMENT:

Carrigan, Rob	Spoke in opposition of the Transit Facility.
Gross, Joe	Spoke on the topic of Troy's recent negative publicity.

Baxi, Minesh	Spoke in opposition of the Transit Facility.
Schepke, Gordon	Spoke about the DDA budget.
Beck, Paul	Spoke in opposition of the Transit Facility.
Reinhardt, Marvin	Spoke about various topics.
Nowakowski, Anthony	Spoke in opposition of the Transit Facility.
Weber, Amy	Announced an upcoming "Peace Rally" to be held in Troy (location undetermined).
Cleland, Carl	Spoke in support of the Transit Facility.
Peters, Richard	Spoke in support of the Transit Facility and other topics.
Wilsher, Cynthia	Spoke about City Council Members, in support of the Transit Facility, and recent Troy headlines.
Bernardi, Mary Ann	Spoke in opposition of the Transit Facility.
Foster, Scott	Spoke on behalf of the Troy Chamber of Commerce.
Murrish, Dale	Spoke in opposition of the Transit Facility.
Fraser, Donald	Spoke in opposition of the Transit Facility.
Fraser, Rosie	Spoke about non-taxpayer's speaking during public comment.
Witt, John,	Spoke in opposition of the Transit Facility.
Eckhout, Fred	Spoke in opposition of the Transit Facility.
Grix, E. James	Spoke in opposition of the Transit Facility.
Kilgore, Zach	Spoke about addresses requested during public comment.
Curtis, Skye	Spoke about the "Peace Rally."
Dylewski, Aaron	Spoke in support of the Transit Facility.
Bloomingdale, Bruce	Spoke about the Transit Facility and the impact of decisions made by City Council.
Staeger, Gerard	Spoke in opposition of the Transit Facility.
Savage, James	Spoke about Code of Ethics, public comment, and in opposition of the Transit Facility.
Ross, Michael T.	Spoke in opposition of the Transit Facility, and of family issues.
Cherasaro, Nicholas	Spoke about the DDA budget and in opposition of the Transit Facility.
Cooper-Koerner, Patricia	Spoke about the dissention in Troy.
Watts, Ray	Spoke about public comment and in support of Mayor Daniels.
Crowl, Sam	Spoke in support of the Transit Facility.

The meeting **RECESSED** at 9:25 PM.

The meeting **RECONVENED** at 9:33 PM.

G. RESPONSE / REPLY TO PUBLIC COMMENT

H. POSTPONED ITEMS:

H-1 No Postponed Items

I. REGULAR BUSINESS:

I-1 Board and Committee Appointments: None Scheduled

I-2 Board and Committee Nominations: None Scheduled

I-3 Closed Session to Discuss T.R. Pieprzak v Troy – There was a consensus of City Council that no Closed Session was needed.

I-4 Wireless Devices (Smartphones) and Service Plans US General Services Administration (GSA) Contract GS-35F-0119P

Resolution #2012-01-003
Moved by Tietz
Seconded by McGinnis

WHEREAS, In an effort to provide greater efficiencies to department personnel to continually improve service delivery for the community, wireless devices have recently been tested with various providers the results of which found Verizon Wireless offered considerably higher data speed and reliability with their android Smartphone technology and 4G capability than any other service provider in this area; and

WHEREAS, GSA contract pricing contained in GS-35F-0119P with Verizon Wireless represents the best value and results in the lowest overall cost alternative solution when considering price, special features, and administrative costs;

NOW THEREFORE, BE IT RESOLVED, That Troy City Council hereby determines it to be in the public's best interest to **AUTHORIZE** the City of Troy to purchase wireless devices (Smartphones) and service plans from Verizon Wireless through the GSA schedule contract GS-35F-0119P at rates as contained in Appendix I, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

Yes: Henderson, McGinnis, Slater, Tietz, Daniels, Campbell
No: None
Absent: Fleming

MOTION CARRIED

I-5 Acceptance of the 2011 Assistance to Firefighters Grant

Resolution #2012-01-004
Moved by McGinnis
Seconded by Tietz

RESOLVED, That Troy City Council hereby **AUTHORIZES** the Troy Fire Department to receive a FEMA Assistance to Firefighters Grant and expend $5,000 for the purchase of equipment and training in accordance with the award; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **AMENDS** the Fire Department budget to receive the grant funding of $20,000.

Yes: Henderson, McGinnis, Slater, Tietz, Daniels, Campbell
No: None
Absent: Fleming

MOTION CARRIED

I-6 Postponement of the Hearing for the Revocation of a Massage Facility License – Recovery Spa, Inc. – 1975 E. Maple Rd.

Resolution #2012-01-005
Moved by McGinnis
Seconded by Campbell

RESOLVED, That Troy City Council hereby **POSTPONES** the hearing for the revocation of a Massage Facility License for Recovery Spa, Inc. at 1975 E. Maple Rd. to the Regular City Council Meeting scheduled on Monday, January 23, 2012.

Yes: McGinnis, Slater, Tietz, Daniels, Campbell, Henderson
No: None
Absent: Fleming

MOTION CARRIED

J. CONSENT AGENDA:

J-1a Approval of "J" Items NOT Removed for Discussion

Resolution #2012-01-006
Moved by McGinnis
Seconded by Campbell

RESOLVED, That Troy City Council hereby **APPROVES** all items on the Consent Agenda as presented with the exception of Item(s) as printed.

Yes: Slater, Tietz, Daniels, Campbell, Henderson, McGinnis
No: None
Absent: Fleming

MOTION CARRIED

J-1b Address of "J" Items Removed for Discussion by City Council

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J-2 Approval of City Council Minutes

Resolution #2012-01-006-J-2

RESOLVED, That Troy City Council hereby **APPROVES** the following Minutes as submitted:

a) Regular City Council Meeting of December 19, 2011

J-3 Proposed City of Troy Proclamations:

Resolution #2012-001-006-J-3

RESOLVED, That Troy City Council hereby **APPROVES** the following City of Troy Proclamation: Proclamation of Appreciation to Meritor, Inc. for Generous Donation to Troy Public Library

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J-4 Standard Purchasing Resolutions:

a) Standard Purchasing Resolution #10: Travel Authorization and Approval to Expend Funds for Council Member Travel Expenses – National League of Cities' 2012 Congressional City Conference

Resolution #2012-01-006-J-4a

RESOLVED, That Council Members are **AUTHORIZED** to attend the National League of Cities' 2012 Congressional City Conference from March 10 - 14, 2012 in Washington, DC, in accordance with accounting procedures of the City of Troy.

b) Standard Purchasing Resolution #10: Travel Authorization and Approval to Expend Funds for Council Member Travel Expenses – Michigan Municipal League 2012 Capital Conference

Resolution #2012-01-006-J-4b

RESOLVED, That Council Members are **AUTHORIZED** to attend the Michigan Municipal League 2012 Capital Conference from March 20 - 21, 2012 in Lansing, Michigan, in accordance with accounting procedures of the City of Troy.

c) Standard Purchasing Resolution #4: Michigan Intergovernmental Trade Network (MITN) Purchasing Cooperative Award – Gasoline and Diesel Fuel

Resolution #2012-01-006-J-4c

RESOLVED, That Troy City Council hereby **AWARDS** two-year cooperative contracts to purchase gasoline and diesel fuel in truck transport and tank wagon deliveries with an option to renew for two (2) additional years from the low bidders meeting specifications – Petroleum Traders Corporation of Fort Wayne, IN, RKA Petroleum Companies of Romulus, MI, and Atlas Oil Company of Taylor, MI as a result of a bid process through the City of Sterling Heights for MITN Purchasing Cooperative members including Troy at factors and prices contained in the

bid tabulation opened November 1, 2011, a copy of which shall be **ATTACHED** to the original Minutes of this meeting with a contract expiration of January 31, 2014.

J-5 Request to Abandon Right of Way and Utility Easements Previously Granted to the City of Troy – Sidwell #88-20-14-401-006, Athens Parc Site Condominium

Resolution #2012-01-006-J-5

WHEREAS, The City of Troy has received a request from Linda and David Purvis, owners of the property having Sidwell #88-20-14-401-006, to abandon previously granted right-of-way and easements as recorded in L39522 P642, L39547 P696, L39547 P709, L39547 P712, L39547 P754 and L39547 P670.

THEREFORE, BE IT RESOLVED, That the right-of-way granted by warranty deed as recorded in L39522 P642 and the five easements as recorded in L39547 P696, L39547 P709, L39547 P712, L39547 P754, and L39547 P670 are hereby **ABANDONED**, and that City Council **AUTHORIZES** the Mayor and City Clerk to execute a Quit Claim deed conveying these interests back to the property owners David and Linda Purvis; and

BE IT FURTHER RESOLVED, That the City Clerk shall **RECORD** the Quit Claim Deed with the Oakland County Register of Deeds, a copy of which shall be **ATTACHED** to the original Minutes of this meeting.

J-6 Mon Jin Lau Annual Fireworks Use Request

Resolution #2012-01-006-J-6

RESOLVED, That Troy City Council hereby **ISSUES** a fireworks permit to Mon Jin Lau, located at 1515 East Maple Rd., for the use of fireworks at its annual Chinese New Year celebration on February 7, 2012.

BE IT FURTHER RESOLVED, that the Troy Fire Department will inspect the fireworks to be used along with the site to assure compliance with applicable codes and standards for such a fireworks display.

K. MEMORANDUMS AND FUTURE COUNCIL AGENDA ITEMS:

K-1 Announcement of Public Hearings:

a) Announcement of Public Hearing for Industrial Facilities Exemption Certificate (IFEC) for Tepel Brothers Printing, Inc. at 1725 John R – January 23, 2012

K-2 Memorandums (Items submitted to City Council that may require consideration at some future point in time): None Submitted

L. COUNCIL REFERRALS:

Items Advanced to the City Manager by Individual City Council Members for Placement on the Agenda

L-1 Mayor Daniels Referrals Regarding City Council Rules of Procedure
a) 2008-2009 City Council Rules of Procedure
b) Recommended Rules of Procedures - Changes Outline

L-2 Mayor Daniels Requested Discussion Regarding the Creation of a Suicide Prevention Program Involving the City of Troy, City Council, City Management, Troy Youth Assistance, Troy School District and Perspectives of Troy

L-3 Council Member Slater Submitted Resolution for Approval of MDOT Sub-Contract with Hubbell, Roth & Clark, Inc. at a Reduced Amount for Architect & Engineering Services for the Final Design of the Troy Multi-Modal Transit Facility Not to Exceed $6,272,500

Council Member Slater Requested This Item Be Removed From the Agenda.

M. COUNCIL COMMENTS

M-1 No Council Comments Advanced

Mayor Daniels requested discussion from City Council and City staff about hosting a community event on suicide prevention.

Mayor Daniels announced her office hours are posted online.

N. REPORTS

N-1 Minutes – Boards and Committees: None Submitted
Noted and Filed

N-2 Department Reports:
a) 2011 Fourth Quarter Litigation Report
b) Michigan Municipal Risk Management Authority (MMRMA) – Risk Avoidance Program (RAP) Grant
c) Troy Multi-Modal Transit Facility, Operation and Maintenance Cost Estimate as Requested by Council Members Henderson and Tietz
Noted and Filed

N-3 Letters of Appreciation:
a) Letter of Appreciation to Sergeant Haddad from Tawfik Alazem, Detroit Director of U.S. Committee for Refugees and Immigrants
b) Letter of Appreciation to Chief Mayer from Daniel Fair, Thanking Captain Frye, Captain Scherlinck, Lieutenant Redmond, Officer Feld, Officer Rushton, Officer Barrows, Officer Bordo, Officer LaForest and Officer Browne for Assistance
c) Letter of Appreciation to Chief Mayer from Tamara Jordan
Noted and Filed

N-4 Proposed Proclamations/Resolutions from Other Organizations: None Proposed
Noted and Filed

N-5 Notice of Hearing for the Customers of Consumers Energy Company – Case No. U-16860
Noted and Filed

N-6 City of Troy Snow and Ice Control Procedures
Noted and Filed

N-7 Meet the Mayor at the Community Center – Dates, Times and Room Number
Noted and Filed

N-8 Local Area Unemployment Statistics Update
Noted and Filed

Resolution to Postpone Item O-1 City Council Rules of Procedure

Resolution #2012-01-007
Moved by Slater
Seconded by McGinnis

RESOLVED, That Item *O-1 City Council Rules of Procedure* be **POSTPONED** to the February 6, 2011 City Council Meeting.

Yes: Tietz, Daniels, Campbell, Henderson, McGinnis, Slater
No: No
Absent: Fleming

O. STUDY ITEMS

O-1 City Council Rules of Procedure
a) 2010-11 City Council Rules of Procedure

P. CLOSED SESSION:

P-1 No Closed Session Requested

Q. ADJOURNMENT

The meeting adjourned at 10:42 PM

Mayor Janice Daniels

M. Aileen Bittner, CMC
City Clerk